

BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH

**FILED**

JUL 03 2014

SECRETARY, BOARD OF  
OIL, GAS & MINING

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF BERRY PETROLEUM COMPANY, LLC, A WHOLLY OWNED SUBSIDIARY OF LINN ENERGY, LLC, AS SUCCESSOR IN INTEREST TO BERRY PETROLEUM COMPANY, FOR AN ORDER FORCE-POOLING THE INTERESTS OF ALL OWNERS REFUSING OR FAILING TO BEAR THEIR PROPORTIONATE SHARE OF THE COSTS OF DRILLING AND OPERATING THE WELLS LOCATED IN THE DRILLING AND SPACING UNITS IN THE E $\frac{1}{2}$  OF SECTION 5 AND ALL OF SECTION 7 IN TOWNSHIP 6 SOUTH, RANGE 4 WEST, USM, DUCHESNE COUNTY, UTAH.

**MOTION FOR LEAVE TO FILE  
POST-HEARING MEMORANDUM**

**Docket No. 2014-012**

**Cause No. 272-04**

Berry Petroleum Company, LLC, a wholly owned subsidiary of LINN Energy, LLC, as successor in interest to Berry Petroleum Company, by and through its attorneys, Holland & Hart, LLP, pursuant to Utah Admin. Code R641-108-600, hereby request the Utah Board of Oil, Gas and Mining for leave to file a post-hearing memorandum to respond to the Utah Division of Oil, Gas and Mining's Response to the Division's Response to Petitioner's Proposed Findings of Fact, Conclusions of Law, and Order.

Respectfully submitted this 3rd day of July, 2014.

**BERRY PETROLEUM COMPANY, LLC**

By 

A. John Davis

Mark L. Burghardt

222 South Main Street, Suite 2200

Salt Lake City, UT 84101

Telephone: (801) 799-5800

*Attorneys for Petitioner,*

*Berry Petroleum Company, LLC*

Petitioner's Address:

Berry Petroleum Company, LLC  
1999 Broadway Street, Suite 3700  
Denver, CO 80202  
Telephone (303) 999-4400  
Attn: Terry L. Laudick, Landman

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this 3rd day of July, 2014, a true and correct copy of the foregoing **MOTION FOR LEAVE TO FILE A POST-HEARING MEMORANDUM** was mailed, postage prepaid, to the following:

United States of America  
% Bureau of Land Management  
Utah State Office  
440 West 200 South, Suite 500  
Salt lake City, Utah 84101

United States of America  
Bureau of Land Management  
Vernal Field Office  
170 South 500 East  
Vernal, UT 84078

Michael S. Johnson, Esq.  
Assistant Attorney General  
Attorney for the Board of Oil,  
Gas and Mining  
1594 West North Temple, Suite 300  
P.O. Box 145801  
Salt Lake City, Utah 84114-5801

Steve F. Alder  
Douglas J. Crapo  
Assistant Attorneys General  
Attorneys for the Division of Oil,  
Gas and Mining  
1594 West North Temple, Suite 300  
P.O. Box 145801  
Salt Lake City, Utah 84114-5801

United States of America  
% Ashley National Forest  
Supervisor's Office  
355 North Vernal Ave.  
Vernal, UT 84078

Vintage Petroleum, Inc.  
State Federal Building  
502 S. Main, Suite 400  
Tulsa, OK 74103

The estate of Mary Alice Pendleton Poindexter  
4805 Tacoma Blvd.  
Shreveport, LA 71107

Southland Energy Corp.  
1710 Fourth National Bank Building  
16 West 6th Street  
Tulsa, OK 74119

Burlington Resources Oil & Gas Company, LP  
P.O. Box 51810  
Midland, TX 79710

Donna A. Gillespie  
19402 West 57th Circle  
Golden, CO 80403

HEP Partners LP  
500 W Illinois #100  
Midland, TX 79701

Burton/Hawks Inc.  
P.O. Box 359  
Casper, WY 82602

Enterprise Gas Company  
2727 N. Loop West  
Houston, TX 77210

T. Keith Marks  
475 Capitol Life Center  
Denver, CO 80203

Talisman Oil & Gas Co.  
5757 Alpha Rd., Suite 920  
Dallas, TX 75240

W.A. Gillespie  
10708 Zuni Drive  
Westminster, CO 80234-3161

Eagle Ridge Oil & Gas, Inc.  
8517 S. 77th E. Place  
Tulsa, OK 74133

Allen Revocable Trust, created under  
Agreement dated May 4, 2006  
1513 Aylesbury Lane  
Plano, TX 75075

Pinnacle Home Owner's Association  
P.O. Box 270110  
Fruitland, UT 84027

Alexandra Ziesler  
[alibritt@yahoo.com](mailto:alibritt@yahoo.com)  
[no address provided, sent via e-mail]

Respectfully submitted this 3rd day of July, 2014.

BERRY PETROLEUM COMPANY

By:



A. John Davis  
Mark L. Burghardt  
Holland & Hart LLP  
222 South Main Street, Suite 2200  
Salt Lake City, UT 84101-2001  
Telephone: (801) 799-5800